

# **EXHIBIT C**

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

MARY THERESA CAHILL, )  
                          )  
Plaintiff,            )  
                          )  
vs.                    )         No. 08 C 255  
                          )  
SMITH & NEPHEW, INC., )         District Judge Darrah  
                          )  
Defendant.            )         Magistrate Brown

**NOTICE OF DEPOSITION**

To: Kay L. Schichtel  
Anthony M. Monaco  
Swanson, Martin & Bell, LLP  
330 N. Wabash St., Ste. 3300  
Chicago, IL 60611

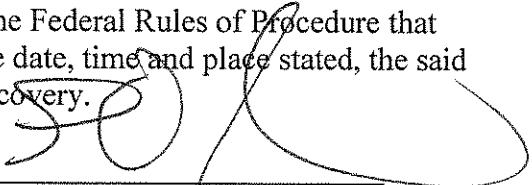
DEPONENT: David Kelman

You are hereby notified that the undersigned will take the deposition of the above-named deponent before a Notary Public or any other duly authorized officer in the State of Illinois on:

DATE: July 25, 2008              TIME: 1:00 p.m.

ADDRESS: 200 S. Wacker Dr., 22<sup>nd</sup> Floor, Chicago, Illinois 60606

You are hereby further notified pursuant to the Federal Rules of Procedure that you are by this Notice required to have present at the date, time and place stated, the said deponent for oral examination for the purpose of discovery.

  
\_\_\_\_\_  
Attorney for Plaintiff, Mary Theresa Cahill

Eric D. Stubenvoll  
Fisher Kanaris, P.C.  
200 S. Wacker Dr., 22<sup>nd</sup> Floor  
Chicago, IL 60606  
(312) 474-1400  
(312) 474-1410 (fax)  
ARDC# 6212104

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

MARY THERESA CAHILL, )  
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Plaintiff,              )  
                            )  
vs.                      )         No. 08 C 255  
                            )  
SMITH & NEPHEW, INC., )         District Judge Darrah  
                            )  
Defendant.              )         Magistrate Brown

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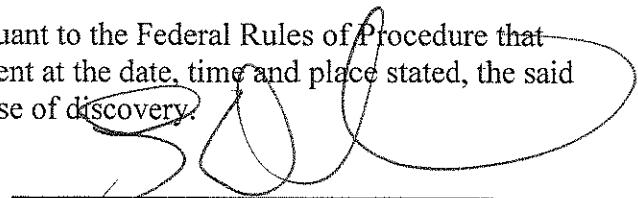
DEPONENT: Dennis Watson

You are hereby notified that the undersigned will take the deposition of the above-named deponent before a Notary Public or any other duly authorized officer in the State of Illinois on:

DATE:     July 25, 2008           TIME: 9:30 a.m.

ADDRESS:  200 S. Wacker Dr., 22<sup>nd</sup> Floor, Chicago, Illinois 60606

You are hereby further notified pursuant to the Federal Rules of Procedure that you are by this Notice required to have present at the date, time and place stated, the said deponent for oral examination for the purpose of discovery.

  
\_\_\_\_\_  
Attorney for Plaintiff, Mary Theresa Cahill

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Fisher Kanaris, P.C.  
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SMITH & NEPHEW, INC., )         District Judge Darrah  
                          )  
Defendant.            )         Magistrate Brown

**NOTICE OF TAKING DEPOSITION**  
**PURSUANT TO FED.R. CIV P. 30(b)(6)**

PLEASE TAKE NOTICE that pursuant to Fed.R. Civ. P. 30(b)(6), Plaintiff, Mary Theresa Cahill, will take the deposition, before a qualified notary public by oral examination, of the corporate designee(s) of Defendant, Smith & Nephew, Inc., on **July 30, 2008 at 9:30 a.m.** commencing at Fisher Kanaris, P.C., 200 S. Wacker Dr., 22<sup>nd</sup> Floor, Chicago, Illinois 60606. The deposition will continue until adjournment.

Pursuant to Federal Rule of Civil Procedure 30(b)(6), Smith and Nephew, Inc.'s corporate designee(s) shall be prepared to testify regarding the following subjects:

- 1) The design of the model hip at issue, including any changes to that design, from 1996 to the present;
- 2) Any regulatory approval of the design, manufacture or sale of the model hip at issue;
- 3) The manufacture of the hip at issue in this litigation, including the dates of manufacture and any specifications and instructions applicable to the manufacture of the hip;
- 4) Inspection and testing of the hip at issue in this litigation prior to the time of sale;
- 5) The sale of the hip at issue in this litigation;

- 6) Instructions and warnings regarding the model hip at issue in this litigation;
- 7) Instructions and warnings regarding the specific hip at issue in this litigation;
- 8) Any inspection of the hip at issue by Smith & Nephew, Inc. or any expert or consultant, after December 1, 2006;
- 9) Smith and Nephew, Inc.'s responses to Plaintiff's discovery requests;
- 10) Any investigation by Smith & Nephew, Inc. of its representatives regarding Mrs. Cahill's claim or the reason her Echelon hip failed; and
- 11) Any other claims of defects or fractures of Echelon hips or similar model hips manufactured and/or sold by Smith & Nephew, Inc.

MARY THERESA CAHILL



*Mary Theresa Cahill*  
One of the attorneys for Plaintiff,  
*Mary Theresa Cahill*

Eric D. Stubenvoll  
Fisher Kanaris, P.C.  
200 S. Wacker Dr., 22<sup>nd</sup> Floor  
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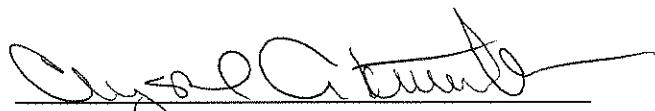
MARY THERESA CAHILL, )  
Plaintiff, )  
vs. ) No. 08 C 255  
SMITH & NEPHEW, INC., ) District Judge Darrah  
Defendant. ) Magistrate Brown

CERTIFICATE OF SERVICE

To: Kay L. Schichtel  
Swanson, Martin & Bell, LLP  
330 North Wabash Avenue, Ste. 3300  
Chicago, IL 60611  
312-321-0990 (fax)

Crystal A. Kettenbeil, after being duly sworn, deposes and says that a copy of the following pleading(s)/documents were served on all counsel of record by facsimile and depositing same in the U.S. Mail, proper postage prepaid, at 200 S. Wacker Drive, Chicago, Illinois on July 9, 2008:

- Notice of Taking Deposition Pursuant to Fed.R. Civ. P. 30(b)(6)
- Notice of Deposition- David Kelman
- Notice of Deposition- Dennis Watson



Crystal A. Kettenbeil

Subscribed and Sworn to  
before me this 9th day  
of July, 2008



Patricia J. Hack  
NOTARY PUBLIC

